

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CRIMINAL APPELLATE JURISDICTION**

Criminal Application no. 1032 of 2006

Navinchandra Tukaram Sali Applicant.

v/s.

Harinarayan Building Materials Suppliers & Respondents. anr.

Mr. Meghshyam Kocharekar for the Petitioner  
Mr. Shailesh Kantharia, Advocate for Respondent no. 1  
Mr. Y. s. Shinde, APP for the State.

**CORAM : B.H. MARLAPALLE, J.**

**3RD AUGUST, 2007.**

**P.C.**

:-

. Heard the learned counsel for the applicant.

Mr. Shailesh Kantharia appears for Respondent no. 1

and learned APP appears for respondent no. 2.

. Perused the record and proceedings and it is apparent that the applicant has made out a case to grant special leave to appeal.

. Hence, the application is allowed and special leave to appeal is hereby granted under section 378(4) of Cr.P.C.

. Appeal is admitted.

. Respondents waive service. Action under  
section 390 of Cr.P.C. to be taken by the trial Court.  
The learned counsel for the appellant is at liberty to  
submit the private paper book and to apply for early  
hearing

**(B.H.MARLAPALLE,J)**